

AGENDA

TUSAYAN TOWN COUNCIL REGULAR MEETING

PURSUANT TO A.R.S. § 38-431.02 & §38-431.03

Wednesday, April 17, 2013 at 6:00pm

TUSAYAN TOWN HALL BUILDING

845 Mustang Drive, Tusayan Arizona

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Tusayan Town Council and to the general public that the Tusayan Town council will hold a meeting open to the public on Wednesday, April 17, 2013 at the Tusayan Town Hall Building. If authorized by a majority vote of the Tusayan Town Council, an executive session may be held immediately after the vote and will not be open to the public. The Council may vote to go into executive session pursuant to A.R.S. § 38-431.03.A.3 for legal advice concerning any matter on the agenda, including those items set forth in the consent and regular agenda sections. The Town Council may change, in its discussion, the order in which any agenda items are discussed during the course of the meeting.

Persons with a disability may request a reasonable accommodation by contacting the Town Manager at (928) 638-9909 as soon as possible.

As a reminder, if you are carrying a cell phone, electronic pager, computer, two-way radio, or other sound device, we ask that you silence it at this time to minimize disruption of today's meeting.

TOWN COUNCIL REGULAR MEETING AGENDA

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. ROLL CALL

**MAYOR GREG BRYAN
VICE MAYOR AL MONTOYA**

**COUNCILMEMBER BILL FITZGERALD
COUNCILMEMBER JOHN RUETER
COUNCILMEMBER CRAIG SANDERSON**

❖ *One or two Council Members may attend by telephone*

3. CALL TO THE PUBLIC FOR ITEMS NOT ON THE AGENDA

Members of the public may address the Council on items not on the printed agenda. The Council may not discuss, consider or act upon any matter raised during public comment. Comments will be limited to three minutes per person.

Members of the audience who wish to speak to the Council on an item listed as Public Hearing should complete a Request to Speak Card and turn it into the Town Clerk. Speakers will be limited to three minutes each.

4. CEREMONIAL AND/OR INFORMATIONAL MATTERS

A. Presentation of Award of Excellence to the Town of Tusayan by the Arizona Municipal Risk Retention Pool

B. Briefing on the National Fire Policy and an outlook for this year's fire season and upcoming prescribed burning – Nic Larson, District Ranger, Kaibab National Forest

5. CONSENT AGENDA

ITEMS ON THE CONSENT AGENDA ARE ROUTINE IN NATURE AND WILL BE ACTED ON WITH ONE MOTION AND ONE VOTE. PUBLIC HEARING ITEMS ARE DESIGNATED WITH AN ASTERISK (*). MEMBERS OF THE COUNCIL OR STAFF MAY ASK THE MAYOR TO REMOVE ANY ITEM FROM THE CONSENT AGENDA TO BE DISCUSSED AND ACTED UPON SEPARATELY.

A. Minutes of Town Council Workshop on 4/2/13 and Meeting on 4/3/13

B. Accounts Payable Billings

6. COMMITTEE REPORTS

7. ACTION ITEMS

A. Consideration, discussion, and possible action on safety and security matters at the Tusayan Community Park

8. DISCUSSION ITEMS

A. Budget Workshop and Discussion for Fiscal Year 2013/2014

9. TOWN MANAGER'S REPORT

10. FUTURE AGENDA ITEMS

11. COUNCIL MEMBERS' REPORTS

12. MAYOR'S REPORT

13. MOTION TO ADJOURN

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the General Store in Tusayan, Arizona on this _____ day of April, 2013, at _____ pm in accordance with the statement filed by the Tusayan Town Council.

Signature of person posting the agenda

ITEM NO. 5A

TUSAYAN TOWN COUNCIL MEETING

PURSUANT TO A.R.S. § 38-431.02 & §38-431.03

Tuesday, April 2, 2013 at 5:00pm

TUSAYAN TOWN HALL BUILDING

845 Mustang Drive, Tusayan Arizona

TOWN COUNCIL SUMMARIZED MINUTES

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Bryan called the meeting to order at 5:06pm and the Pledge of Allegiance was recited.

2. ROLL CALL

Upon roll call, the following were present:

MAYOR GREG BRYAN

VICE MAYOR AL MONTOYA

COUNCILMEMBER BILL FITZGERALD

COUNCILMEMBER JOHN RUETER

COUNCILMEMBER CRAIG SANDERSON – arrived at 5:16pm

Also present were:

Tami Ryall, Interim Town Manager

Melissa Malone, Town Clerk

3. DISCUSSION OF DRAFT LANGUAGE FOR THE TUSAYAN MUNICIPAL CODE

A. Chapter 11 – Offenses (continued)

Manager Tami Ryall gave a brief overview of a previous Workshop which began this discussion of Offenses. She distributed an Offense Penalty Matrix showing offense types and associated penalties. The maximum penalties have been prescribed by Arizona Statute. The Council compared offenses and penalties as they went through the list and assigned penalties to offenses which had not been covered in previous meetings.

Manager Ryall reviewed previous discussions on Chapter 11. Then she ad the Council had discussions on the following sections and made the associated changes:

- Section 11-1-6 – Alcohol Use on Town Property. The Council removed the limit of 3 times per year for issuing permits. They also excluded residential areas of Town-owned housing from this prohibition.
- Section 11-1-7 – Signs and Banners on Town Property – The Council reduced the penalty to a Class 3 Misdemeanor.
- Section 11-1-8 – Unsafe Buildings or Structures – no changes
- The Council decided to list the penalty for each offense in each section.

- Section 11-1-10 – 911 Emergency Telephone Number System False Reporting – no changes
- Section 11-1-12 – False Alarms – the Council requested Ms. Ryall to research how a malicious act of creating a false alarm will be covered. They also added a clause stating that repeated offenses at a single location may become a Class 2 Misdemeanor if they occur more than 4 times in 12 calendar months.
- Section 11-1-13 – Sale of Pseudo-ephedrine Products – The Council decided to remove the contents of this Section and reserve it for future use.
- Section 11-2 – Fireworks – The Council requested Ms. Ryall to research:
 - Whether the Town has the ability to prohibit the sale of fireworks
 - What the law states for other Northern Arizona towns and cities, Coconino County, and the State
 - Enforcement
- Ordering and numbering errors will be corrected.
- Section 11-1-1 – Dangerous Constructions – The penalty will be changed to a Class 2 Misdemeanor.
- Sections 11-1-3 – Minors; Curfew; Liability of Parent and 11-1-4 – Loitering - The penalty will be changed to a Class 3 Misdemeanor.

4. MOTION TO ADJOURN

Vice Mayor Montoya made a motion to adjourn the meeting at 6:41pm.
Councilmember Rueter seconded the motion and it passed on unanimous vote.

ATTEST:

Greg Bryan, Mayor Date

Melissa A. Malone, Town Clerk

CERTIFICATION

State of Arizona)
) ss.
Coconino County)

I, Melissa A. Malone, do hereby certify that I am the Town Clerk of the Town of Tusayan, County of Coconino, State of Arizona, and that the above minutes are a true and correct summary of the meeting of the Council of the Town of Tusayan held on April 2, 2013. I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 10th day of April, 2013.

TOWN CLERK

TUSAYAN TOWN COUNCIL REGULAR MEETING

PURSUANT TO A.R.S. § 38-431.02 & §38-431.03

Wednesday, April 3, 2013 at 6:00pm

TUSAYAN TOWN HALL BUILDING

845 Mustang Drive, Tusayan Arizona

TOWN COUNCIL SUMMARIZED MINUTES

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Bryan called the meeting to order at 6:03pm and the Pledge of Allegiance was recited.

2. ROLL CALL

**MAYOR GREG BRYAN
VICE MAYOR AL MONTOYA
COUNCILMEMBER BILL FITZGERALD
COUNCILMEMBER JOHN RUETER
COUNCILMEMBER CRAIG SANDERSON**

Also present were:

Tami Ryall, Interim Town Manager
Melissa Malone, Town Clerk

3. CALL TO THE PUBLIC FOR ITEMS NOT ON THE AGENDA

None

4. CEREMONIAL AND/OR INFORMATIONAL MATTERS

A. Mayor's Proclamation of April 2013 as Fair Housing Month in the Town of Tusayan

Mayor Bryan read the Proclamation declaring April 2013 as Fair Housing Month in the Town of Tusayan.

B. Presentation by the Coconino Plateau Water Advisory Council (CPWAC) on the North Central Arizona Water Supply Feasibility Study being conducted by the U.S. Bureau of Reclamation (USBOR)

Ron Doba with CPWAC introduced Tom Whitmer, Natural Resources Director for Cottonwood (experienced with Northern Arizona water since 2001) and Deborah Tosline, hydrologist with USBOR who is managing the North Central Arizona Water Supply Feasibility Study. Mr. Doba presented an overview of the CPWAC organization and its history.

Deborah Tosline presented an overview of the North Central Arizona Water Supply Feasibility Study and how it related to Tusayan. It was determined that Tusayan would have a deficit of 425 acre-feet of water per year by the year 2050 and 3 possible solutions to provide water via pipeline from Lake Powell have been identified. The USDOR is currently in the feasibility study phase evaluating the 3 possible solutions. The study has received no funding from the Rural

Water Program since Fiscal Year 2012 and is currently requesting funding partners (in-kind cost sharing) to continue the work.

Tom Whitmer stated that the projected water deficit was based on information from 2005 before Tusayan was incorporated and before current development was planned. He also explained the cost-share amounts and how they were determined for the potential funding partners.

5. CONSENT AGENDA

A. Minutes of Town Council Retreat on 3/19/13 and Regular Meeting of 3/20/13

B. Accounts Payable Billings

Councilmember Rueter made a motion to approve the Consent Agenda. Vice Mayor Montoya seconded the motion and it passed on unanimous vote.

6. COMMITTEE REPORTS

None

7. ACTION ITEMS

A. Consideration, discussion, and possible approval of Resolution No. 2013-01, adopting a residential antidisplacement and relocation assistance plan for Fiscal Year 13 (FY13), as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended

Councilmember Rueter made a motion to approve Resolution 2013-01. Vice Mayor Montoya seconded the motion and it passed on unanimous vote.

B. Consideration, discussion, and possible approval of Resolution No. 2013-02, authorizing the submission of an application for the Fiscal Year 12 (FY12) State Community Development Block Grant (CDBG) funds, certifying that said application meets the Community's previously identified housing and community development needs and the requirements of the State CDBG program, and authorizing all actions necessary to implement and complete the activities outlined in said application

Councilmember Rueter made a motion to approve Resolution 2013-02. Councilmember Fitzgerald seconded the motion and it passed on unanimous vote.

C. Consideration, discussion, and possible action on Planning and Zoning Commission membership

Councilmember Rueter made a motion to appoint Janet Rosener to the Planning & Zoning Commission. Mayor Bryan seconded the motion.

The term of appointment will be for 2 years as determined when the Commission was formed on February 8, 2012. Vice Mayor Montoya requested that

Councilmember Sanderson stay on the Commission in an advisory capacity. Councilmember Sanderson stated his willingness to resign his position to Ms. Rosener and his willingness to remain as a liaison to the Commission if the Council wishes.

The motion to appoint Ms. Rosener passed on unanimous vote. Ms. Rosener will be sworn in at the next Planning & Zoning commission meeting on April 23, 2013.

The council determined that Councilmember Sanderson should continue as a Council liaison to the Commission.

8. DISCUSSION ITEMS

A. Updates from Lt. Jim Coffey of the Coconino County Sheriff's Department

Lt. Coffey gave an overview of Coconino County Sheriff's Department calls & responses and activity in the Town of Tusayan. He updated the Council on new activities by Sheriff's Deputies including walking- and biking-patrols.

9. TOWN MANAGER'S REPORT

- Manager Ryall covered Item 10. – Future Agenda Items.
 - She stated that she will not be available on June 5, 2013 for the Preliminary Budget adoption so it would be best to move that to another date.
 - On April 17, 2013, there is a tentative executive session for a candidate interview for the Town Manager position.

10. FUTURE AGENDA ITEMS

Covered above

11. COUNCIL MEMBERS' REPORTS

None

12. MAYOR'S REPORT

- The Mayor, Councilmember Rueter, and Manager Ryall attended a meeting on 4/2/13 regarding the National Park Service shuttle bus. The shuttle bus trips into Tusayan will be reduced. The bus shelters planned for this year will be delayed until after summer. Manager Ryall will meet with Arizona Department of Transportation on 4/11/13 to get more information on the delay. Extending the shuttle service would cost over \$800 per day.
- The Mayor mentioned a letter from the Greater Arizona Mayors' Association about veterans' benefits and Senator John McCain's response.
- He stated that, with the Council's permission, he planned to list the Town Manager position with the League of Arizona Cities and Towns as "Open until Filled." One of the top applicants from the last search has contacted the Mayor stating that he is interested in the position again so there may be a need to hold an executive session to interview him.

- There have been meetings with the Stilo Group and progress is being made. We are currently awaiting documents from Stilo & their attorneys.
- Saturday, April 6, 2013, is the 3rd year anniversary of the Town of Tusayan.

13. MOTION TO ADJOURN

Vice Mayor Montoya made a motion to adjourn the meeting at 7:50pm.
Councilmember Sanderson seconded the motion and it passed on unanimous vote.

ATTEST:

Greg Bryan, Mayor

Date

Melissa A. Malone, Town Clerk

CERTIFICATION

State of Arizona)
) ss.
Coconino County)

I, Melissa Malone, do hereby certify that I am the Town Clerk of the Town of Tusayan, County of Coconino, State of Arizona, and that the above minutes are a true and correct summary of the meeting of the Council of the Town of Tusayan held on April 3, 2013. I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 10th day of April, 2013.

Town Clerk